IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

SUMMONS FOR JUDGMENT NO.149 OF 2005
IN
SUMMARY SUIT NO.2850 OF 2004

Ketand Khimji Shah ....Plaintiff
V/s.
R.M. Dedhia ....Defendant

Mr.Vaibhav J. Mehta i/b Divyakant Mehta & Associates for the Plaintiff.
Ms.Swamya Srikrishna i/b Mr.A.G. Purohit for the Defendant.

CORAM : S.J. VAZIFDAR, J.
DATED : 14TH NOVEMBER, 2005.

P.C. :

1. The suit is filed to recover the amounts due in respect of the promissory note admittedly executed by the Defendant.

2. The only defence is that the suit is barred by limitation. Admittedly, however part payment has been made by cheque during the period of limitation.

3. In the circumstances, the Summons for Judgment is made absolute and the suit is decreed as prayed with costs.

. Refund as per rules.